

The Hon. Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

KENNETH N. LEE,

Defendant.

NO. CR21-56-RSM

FINAL ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' Motion for a Final Order of Forfeiture for the following property, collectively, the "Subject Property":

1. One black Mossberg 12-gauge pump shotgun;
2. Five rounds of buckshot ammunition;
3. Thirty-five buckshot 12-gauge cartridges;
4. Fifty shotgun target cartridges; and
5. One hundred twenty-seven rounds of loose ammunition in a green bag.

The Court, having reviewed the United States' motion, as well as the other pleadings and papers filed in this matter, HEREBY FINDS that entry of a Final Order of Forfeiture is appropriate for the following reasons:

1. In the Plea Agreement that Defendant Lee entered on July 10, 2023, he agreed to forfeit his interest in the Subject Property as property used to commit or facilitate the Defendant's commission of Conspiracy to Distribute Controlled Substances, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(C), and 846, and pursuant to 18 U.S.C. § 924(d)(1), by way of 28 U.S.C. § 2461(c), as firearms and ammunition involved in the Defendant's commission of Unlawful Possession of a Firearm and Ammunition, in violation of 18 U.S.C. § 922(g)(1), to which he entered a guilty plea (Dkt. No. 302);
2. On October 6, 2023, the Court entered a Preliminary Order of Forfeiture, finding the above-identified property forfeitable pursuant to 21 U.S.C. § 853 and 18 U.S.C. § 924(d)(1), by way of 28 U.S.C. § 2461(c), and forfeiting the Defendant's interest in it (Dkt. No. 311);
3. Thereafter, the United States published notice of the pending forfeiture as required by 21 U.S.C. § 853(n)(1) and Federal Rule of Criminal Procedure ("Fed. R. Crim. P.") 32.2(b)(6)(C) (Dkt. No. 321), and provided direct notice to an identified potential claimant (Declaration of Assistant U.S. Attorney Krista K. Bush in Support of Motion for a Final Order of Forfeiture, ¶¶ 2-3, Exhibit A); and,
4. The time period for filing third-party petitions has expired and none were filed.

NOW, THEREFORE, THE COURT ORDERS:

1. No right, title, or interest in the above-listed property exists in any party other than the United States;
2. The property is fully and finally condemned and forfeited, in its entirety, to the United States; and

1 3. The United States Department of Justice, the Federal Bureau of
2 Investigation, and/or their representatives, are authorized to dispose of the property in
3 accordance with the law.

4 IT IS SO ORDERED.

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6 DATED this 2nd day of January, 2024.

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9 RICARDO S. MARTINEZ
10 UNITED STATES DISTRICT JUDGE

11 Presented by:

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